

Order

**Michigan Supreme Court
Lansing, Michigan**

October 25, 2006

Clifford W. Taylor,
Chief Justice

131506

Michael F. Cavanagh
Elizabeth A. Weaver
Marilyn Kelly
Maura D. Corrigan
Robert P. Young, Jr.
Stephen J. Markman,
Justices

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

SC: 131506
COA: 270070
Genesee CC: 05-017126-FH

OMAR RASHAD POUNCY,
Defendant-Appellant.

On order of the Court, the application for leave to appeal the June 9, 2006 order of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.

KELLY, J., would remand this case to the trial court for resentencing.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 25, 2006

Corbin R. Davis

Clerk